



VIA HAND DELIVERY JANUARY 21<sup>st</sup>, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Yu et al.

Attorney Docket No.: PF141P4

Application Serial No.: 09/246,129

Art Unit: 1647

Filed: February 8, 1999

Examiner: Romeo, D.

Title: TUMOR NECROSIS FACTOR-GAMMA

REQUEST FOR EXAMINER INTERVIEW

Commissioner for Patents  
Washington, D.C. 20231

Sir:

Applicants respectfully request an interview with the Examiner prior to further substantive examination of the instant application. *See, e.g.,* 37 C.F.R. § 1.133(a)(2) ("An interview for the discussion of the patentability of a pending application will not occur before the first Office action, unless the application is a continuing or substitute application."). The Examiner is invited to call the undersigned at the phone number provided below to schedule the requested interview.

Respectfully submitted,

Dated: January 21, 2003

Lin J. Hymel (Reg. No. 45,414)  
Attorney for Applicants

**Human Genome Sciences, Inc.**  
9410 Key West Avenue  
Rockville, MD 20850  
(301) 251-6015 (phone)

Enclosures

KKH/LJH/BM/lcc



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**STATEMENT BY ATTORNEY FOR APPLICANTS REGARDING PERMANENCE AND  
AVAILABILITY OF DEPOSITED PLASMIDS**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

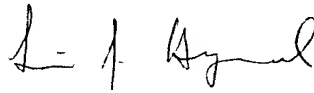
The undersigned attorney of record hereby states:

1. A plasmid containing human cDNA encoding a Tumor Necrosis Factor Gamma polypeptide was deposited under the terms of the Budapest Treaty on October 26, 1994 at the American Type Culture Collection (ATCC), Patent Depository, 10801 University Boulevard, Manassas, Virginia 20110-2209 (current address), and given accession number 75927.

2. Assurance is hereby given that: (1) the deposit was made under terms of the Budapest Treaty; (2) except for the limitations allowed by 37 C.F.R. § 1.808(b), all restrictions on the availability to the public of the deposit will be irrevocably removed upon the granting of a patent from the captioned application; (3) the deposit has been made under conditions such that access to the material will be available during the pendency of the captioned patent application to one determined by the Commissioner; and (4) the deposit will be maintained with the care necessary to keep it viable and uncontaminated for a period of at least five years after the most recent request for the furnishing of a sample of the deposit, and in any case, for a period of at least thirty years

after the date of deposit or for the enforceable life of the patent, whichever period is longer.

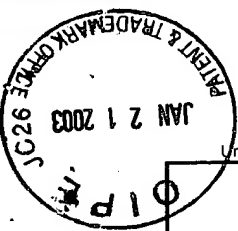
Respectfully submitted,



Date: January 21, 2003

Lin J. Hymel (Reg. No. 45,414)  
Attorney for Applicants  
**Human Genome Sciences, Inc.**  
9410 Key West Avenue  
Rockville, MD 20850  
(301) 251-6015 (telephone)

KKH/LJH/BM



1647

PTO/SB/17 (10-02)  
Approved for use through 10/31/2002. OMB 0651-0032  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 0.00

## Complete if Known

Application Number 09/246,129-Conf. #5810  
Filing Date February 8, 1999  
First Named Inventor Guo-Liang Yu  
Examiner Name D. Romeo  
Group Art Unit 1647  
Attorney Docket No. PF141P4

RECEIVED

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account

Deposit Account Number

08-3425

Deposit Account Name

Human Genome Sciences, Inc.

The Commissioner is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application

☒ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$ )

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

		Extra Claims	Fee from below	Fee Paid
Total Claims	34	-37** =		0.00
Independent Claims	5	-5** =		0.00
Multiple Dependent				

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ )

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37CFR 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ )

## SUBMITTED BY

Name (Print/Type) Lin J. Hymel

Registration No. (Attorney/Agent)

45,414

## Complete (if applicable)

Telephone (301) 251-6015

Signature

*L. J. Hymel*

Date

January 21, 2003

JAN 23 2003  
TECH CENTER 1600/2900